

REMARKS

This amendment is responsive to the Communication mailed October 29, 2009.

Applicants note that no Notice to Comply was appended to the Communication. In a telephone discussion with Examiner Minnified on November 13, 2009, the Examiner indicated that it was satisfactory to append a copy of the Notice.

Attached to this response are:

1. A copy of the Communication
2. A copy of the Sequence Listing in computer readable form
3. A paper copy of the Sequence Listing

The response includes an amendment requesting that the amended sequence listing be entered into the application.

It is submitted that the paper copy of the Sequence Listing and the computer-readable copy are the same and include no new matter as required by 37 C.F.R. 1.821(e), (f), or (g) or 1825(b) or (d).

Applicants note that the sequences 7-17 listed in claim 9 are to be found in the specification at page 2. Sequence Numbers were added in the prior response at the request of the Examiner.

CONCLUSION

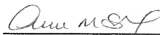
For the reasons detailed above, it is respectfully submitted that the requirements for sequence listings are met.

Respectfully submitted,

Fay Sharpe LLP

November 18, 2009

Date



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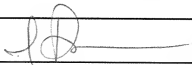
CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence (and any item referred to herein as being attached or enclosed) is (are) being

- ☐ deposited with the United States Postal Service as First Class Mail, addressed to: Mail Stop SEQUENCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date indicated below.
- ☒ transmitted to the USPTO by electronic transmission via EFS-Web on the date indicated below.

Express Mail Label No.:

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Date: November 18, 2009

Name: Jessica R. Boyd